

## **DETAILED ACTION**

### ***Response to Arguments***

1. The rejections under 35 U.S.C. 112 2<sup>nd</sup> paragraph has been overcome by the amendment filed 11/5/2008.
2. The IDS filed 11/5/2008 has been fully considered.

### **EXAMINER'S AMENDMENT**

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Stanislaus Aksman on 11/19/2008.

The application has been amended as follows: in claim 1, line 10, the word —general—is removed. In claim 1, line 17, the word —general— is removed.

### ***Allowable Subject Matter***

4. Claims 1-9 are allowed.
5. The following is an examiner's statement of reasons for allowance: Blagbrough et al. (*Pharmaceutical Sciences*, **1997**, 3, 223-233, cited in IDS) teach compound 17 (page 225). This compound fails to anticipate or render obvious a compound of claim 1 because a NH-ethyl group is not considered equivalent or obvious over a NHC(O)R<sup>1</sup>-R<sup>6</sup> of claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NOBLE JARRELL whose telephone number is (571)272-9077. The examiner can normally be reached on M-F 7:30 A.M - 6:00 P.M. EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. James O. Wilson can be reached on (571) 272-0661. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Noble Jarrell/  
Examiner, Art Unit 1624

**/James O. Wilson/  
Supervisory Patent Examiner, Art Unit 1624**